

PREVAILED

Roll Call No. _____

FAILED

Ayes _____

WITHDRAWN

Noes _____

RULED OUT OF ORDER

HOUSE MOTION _____

MR. SPEAKER:

I move that House Bill 1008 be amended to read as follows:

- 1 Page 30, line 19, after "committee." insert "**Upon receipt of the**
- 2 **determination, the governor shall:**
- 3 **(1) select and enter into an agreement with an independent**
- 4 **expert that:**
- 5 **(A) has not been consulted or otherwise involved with the**
- 6 **evaluation of the proposed project, the proposed**
- 7 **public-private agreement, or the proposed operator;**
- 8 **(B) does not have a financial interest in the proposed**
- 9 **project, the proposed public-private agreement, or the**
- 10 **proposed operator or a business relationship with the**
- 11 **proposed operator; and**
- 12 **(C) has sufficient expertise to conduct the analysis required**
- 13 **by this subsection; and**
- 14 **(2) submit the determination and all available documentation**
- 15 **supporting the determination to the independent expert**
- 16 **selected under subdivision (1) for a recommendation on**
- 17 **whether a public-private partnership with the proposed**
- 18 **operator is in the best interest of the people of Indiana.**
- 19 **The independent expert selected under this subsection shall**
- 20 **evaluate the proposed project, the proposed public-private**
- 21 **agreement, and the proposed operator. The authority and all state**
- 22 **agencies shall cooperate with the selected independent expert and**
- 23 **provide the selected independent expert with the information that**
- 24 **the selected independent expert determines is necessary to carry**
- 25 **out the analysis. The analysis must cover financial and operational**

1 benefits and costs, the ability of the proposed operator to carry out
2 the proposed project, the effect of the proposed project on public
3 property, internal controls that will govern the proposed project,
4 and other related matters. The analysis must compare the proposed
5 project and the terms and conditions of the proposed public-private
6 partnership to other options that are reasonably capable of
7 accomplishing the same purpose. The independent expert selected
8 under this subsection must submit the independent expert's
9 findings and recommendations to the general assembly in an
10 electronic format under IC 5-14-6 and to the members of the
11 budget committee while the general assembly is in session on a date
12 that is at least seven (7) days before the date for adjournment of a
13 regular session under IC 2-2.1-1-2 or IC 2-2.1-3, as applicable, or
14 a special session under IC 2-2.1-1-4. The recommendation must be
15 accompanied by sufficient supporting documentation to permit a
16 reader to identify the expert's assumptions and verify the accuracy
17 and completeness of the expert's analysis."

18 Page 30, line 21, delete "," and insert "and subject to any law
19 enacted in the legislative session in which the independent expert's
20 recommendation is submitted to the general assembly under
21 subsection (a),".

(Reference is to HB 1008 as printed January 26, 2006.)

Representative Welch